

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jan Hall et al.

Application No.: 09/980,011

Confirmation No.: 9980

Filed: June 4, 2004

Art Unit: 3738

For: IMPLANT, METHOD FOR PRODUCING
THE IMPLANT, AND USE OF THE
IMPLANT

Examiner: T. Sweet

INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached PTO/SB/08, which includes European Application No. EP00937436.4, filed May 23, 2000 (published as EP1196110 on July 12, 2000), a European counterpart to the above referenced application, and documents cited during the prosecution of the EP application.

A copy of an Office Action, a correspondence with the European Patent Office, and the pending claims from the EP prosecution are also provided with this IDS.

It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement, pursuant to 37 CFR 1.114(c), accompanies the Request for Continued Examination (37 CFR 1.114) filed September 8, 2008.

In accordance with 37 CFR 1.98(a)(2)(ii), Applicant has not submitted copies of U.S. patents and U.S. patent applications. Applicant submits herewith any copies of foreign patents in accordance with 37 CFR 1.98(a)(2).

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed documents.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 22-0185, under Order No. 21547-00286-US.

Dated: October 3, 2008

Respectfully submitted,

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